

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
Courtroom 6C Calendar**

Monday, May 01, 2017

Hearing Room

6C

9:00 AM

8:14-16083 Jann Kempton

Chapter 13

#1.00

Motion for relief from stay [Real Property]

Wells Fargo Bank, N.A. vs. DEBTOR
(Motion filed 4/7/17)

[RE: 235 Via Ballena, San Clemente, CA 92672]

[Tele. appr., Darlene C. Vigil, repr., Wells Fargo Bank, N.A.]

Docket 80

Tentative Ruling:

APPEARANCES REQUIRED.

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 12. Upon entry of the order, for purposes of Cal. Civ. Code § 2923.5, the Debtor is a borrower as defined in Cal. Civ. Code § 2920.5(c)(2)(C).

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
Courtroom 6C Calendar**

Monday, May 01, 2017

Hearing Room

6C

9:00 AM

CONT... Jann Kempton

Chapter 13

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Jann Kempton

Represented By
David R Chase

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
Courtroom 6C Calendar**

Monday, May 01, 2017

Hearing Room

6C

9:00 AM

8:15-11995 Martin Macaraig De Castro and Angelina Nocon De Castro

Chapter 13

#2.00

Motion for relief from stay [Real Property]

The Bank Of New York Mellon F/K/A The Bank Of New York, As Successor-In-Interest To JPMorgan Chase Bank, National Association As Trustee For Structured Asset Mortgage Investments II Inc., Bear Stearns ALT-A Trust, Mortgage Pass-Through Certificates Series 2005-7 vs. DEBTORS
(Motion filed 4/5/17)

[RE: 913 Home Avenue, Oak Park, Illinois 60304, Document Recording Number
#0512912043, Cook County]

[Tele. appr., David B. Lally, repr., Bank of New York]

Docket 47

Tentative Ruling:

APPEARANCES REQUIRED.

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
Courtroom 6C Calendar**

Monday, May 01, 2017

Hearing Room

6C

9:00 AM

CONT... Martin Macaraig De Castro and Angelina Nocon De Castro Chapter 13

contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 12. Upon entry of the order, for purposes of Cal. Civ. Code § 2923.5, the Debtor is a borrower as defined in Cal. Civ. Code § 2920.5(c)(2)(C).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Martin Macaraig De Castro

Represented By
Christine A Kingston

Joint Debtor(s):

Angelina Nocon De Castro

Represented By
Christine A Kingston

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
Courtroom 6C Calendar**

Monday, May 01, 2017

Hearing Room 6C

2:00 PM

8:12-11540 Management VI Properties, LLC

Chapter 7

#1.00

STATUS CONFERENCE Hearing
(Set per Order Entered 2-7-17)

Docket 1

***** VACATED *** REASON: CONTINUED TO JUNE 19, 2017 AT 2:00
P.M. PER ORDER CONTINUING STATUS CONFERENCE ENTERED 4-
28-17 - [Docket No. 591]**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Management VI Properties, LLC

Represented By
Donald Segretti

Trustee(s):

Richard A Marshack (TR)

Represented By
David Wood
D Edward Hays
Elmer D Martin III

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
Courtroom 6C Calendar**

Monday, May 01, 2017

Hearing Room

6C

2:00 PM

8:16-13380 Eric Martinson

Chapter 11

#2.00

Hearing RE: Motion For Order Disallowing Claim:
(Motion filed 3/31/17)

Claim No. 7 Casey John Simon And Korrine Ellen Simon \$3,661,075.00

[Tele. appr., Richard L. Barrett, repr., Erick Martinson]

Docket 66

***** VACATED *** REASON: CONTINUE TO JUNE 19, 2017 AT 2:00
P.M. PER STIPULATION AND ORDER ENTERED 5-1-17 - [Docket No.
81]**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Eric Martinson

Represented By
Richard Lynn Barrett

Movant(s):

Eric Martinson

Represented By
Richard Lynn Barrett

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
Courtroom 6C Calendar**

Monday, May 01, 2017

Hearing Room

6C

2:00 PM

8:16-13380 Eric Martinson

Chapter 11

#3.00

Hearing RE: Motion For Order Disallowing Claim:
(Motion filed 3/31/17)

Claim No. 6 Casey John Simon And Korrine Ellen Simon \$146,000.00

[Tele. appr., Richard L. Barrett, repr., Erick Martinson]

Docket 68

***** VACATED *** REASON: CONTINUED TO JUNE 19, 2017 AT 2:00
P.M. PER STIPULATION AND ORDER ENTERED 5-1-17 - [Docket No.
82]**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Eric Martinson

Represented By
Richard Lynn Barrett

Movant(s):

Eric Martinson

Represented By
Richard Lynn Barrett

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
Courtroom 6C Calendar**

Monday, May 01, 2017

Hearing Room

6C

2:00 PM

8:16-13781 Timothy Darrell Liggett and Andria Ann Liggett

Chapter 7

#4.00

Hearing RE: Chapter 7 Trustee's Motion For Order Disallowing Claim:
(Motion filed 3/27/17)

Claims No. 24-1

Can Capital Asset Servicing, Inc.

\$39,830.30

[Tele. appr., Kristin A. Zilberstein, repr., Nationstar Mortgage, LLC]

Docket 40

Tentative Ruling:

APPEARANCES REQUIRED.

Grant the motion and classify Claim No. 24-1 as a late-filed, subordinated claim.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Timothy Darrell Liggett

Represented By
Andrew S Bisom

Joint Debtor(s):

Andria Ann Liggett

Represented By
Andrew S Bisom

Movant(s):

Karen S Naylor (TR)

Pro Se

Trustee(s):

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
Courtroom 6C Calendar**

Monday, May 01, 2017

Hearing Room 6C

2:00 PM

8:16-13781 Timothy Darrell Liggett and Andria Ann Liggett

Chapter 7

#5.00

Hearing RE: Chapter 7 Trustee's Motion for Order: (1) Approving Sale Of Real Property [8781 Charford Drive, Huntington Beach, California 92646, APN 151-551-20] Pursuant To 11 U.S.C. Section 363(b) And (f); (2) Approving Compensation Of Real Estate Broker; (3) Approving Overbid Procedures; (4) Approving Distribution Of Sale Proceeds; (5) For A Good Faith Finding Pursuant To 11 U.S.C. Section 363(m); (6) For Turnover; And (7) Waiver Of The Stay Of Rule 6004(h)
(Motion filed 4/5/17)

[Tele. appr., Kristin A. Zilberstein, repr., Nationstar Mortgage, LLC]

Docket 44

Tentative Ruling:

APPEARANCES REQUIRED.

Grant the motion on the terms requested by Nationstar in its conditional non-opposition. In the event of an auction, the Court will increase subsequent bid increments from \$1,000 to \$5,000.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Timothy Darrell Liggett

Represented By
Andrew S Bisom

Joint Debtor(s):

Andria Ann Liggett

Represented By
Andrew S Bisom

Trustee(s):

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
Courtroom 6C Calendar**

Monday, May 01, 2017

Hearing Room

6C

2:00 PM

8:16-14895 Mark Ohman

Chapter 7

#6.00

Hearing RE: United States Trustee's Motion To Dismiss Chapter 7 Case With A 180 Day Bar To Refiling Pursuant To 11 U.S.C. Sections 707(b)(3)(A), 105(a), 109(g), And 349
(Motion filed 3/13/17)

Docket 15

Tentative Ruling:

APPEARANCES REQUIRED.

Dismiss the case with a 180-day bar to re-filing pursuant to 11 U.S.C. § 707(b)(3) (bad faith filing). The Court specifically finds not just abuse but substantial abuse (even though not required).

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Mark Ohman

Represented By
Michael J Hemming

Movant(s):

United States Trustee (SA)

Represented By
Queenie K Ng

Trustee(s):

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
Courtroom 6C Calendar**

Monday, May 01, 2017

Hearing Room

6C

2:00 PM

8:16-14497 Jeffrey Lee Hindman and Marissa Michele Hindman

Chapter 7

#7.00

Hearing RE: Motion To Continue Hearing On Order To Show Cause Why Community Orthopedic Medical Group Should Not Be Held In Civil Contempt For Violations Of The Automatic Stay [11 U.S.C. Section 362(a); FRBP 9020]; And To Amend The Order To Show Cause To Include Why The Individual Partners Of Community Orthopedic Medical Group Should Not Be Held In Civil Contempt For Violations Of The Automatic Stay [11 U.S.C. Section 362(a); FRBP 9020]
(Motion filed 4/15/17)

Docket 30

***** VACATED *** REASON: CONTINUED TO JUNE 26, 2017 AT 2:00 P.M. PER AMENDED ORDER ENTERED 4-18-17 - [Docket No. 34]**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Jeffrey Lee Hindman

Represented By
Link W Schrader

Joint Debtor(s):

Marissa Michele Hindman

Represented By
Link W Schrader

Trustee(s):

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
Courtroom 6C Calendar**

Monday, May 01, 2017

Hearing Room

6C

2:00 PM

8:16-14497 Jeffrey Lee Hindman and Marissa Michele Hindman

Chapter 7

#8.00

Hearing RE: Order To Show Cause Why Community Orthopedic Medical Group Should Not Be Held In Civil Contempt For Violations Of The Automatic Stay [11 U.S.C. Section 362(a); FRCP 9020]
(OSC Entered 2/15/17)

Docket 0

***** VACATED *** REASON: CONTINUED TO JUNE 26, 2017 AT 2:00 P.M. PER AMENDED ORDER ENTERED 4-18-17 - [Docket No. 34]**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Jeffrey Lee Hindman

Represented By
Link W Schrader

Joint Debtor(s):

Marissa Michele Hindman

Represented By
Link W Schrader

Trustee(s):

Karen S Naylor (TR)

Pro Se